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CS 091 Germany (12 Feb 59)

TO : GENERAL TAYLOR

Lt Colonel Kalergis  
DATE: 12 February 1959

FROM : SGS

SUBJECT: Instructions for Military Convoys - Berlin (U)

You wrote on the attached cable at Tab B, "Explain change in instructions." The attached ODCSOPS fact sheet provides this explanation.

NOTED: 2/11/59P-14-343-540  
NND 901053  
H.R.m/SG, DAKA, Date 1/18/59

SEE MR: \_\_\_\_\_

R.R. —

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Director of Operations, ODCSOPS  
Lt Colonel Huggins, Ext 72897/ss  
12 February 1959

FACT SHEET

*DP*  
**SUBJECT:** Revision of Provisional Instructions (TRIPARTITE) for  
Military Convoys and Vehicles Using Berlin Access Routes

1. (U) References: a. DA IN 181041, 5 Jan 59.  
b. DA IN 189302, 6 Feb 59.  
c. DA IN 189412, 8 Feb 59.  
d. DA IN 190013, 10 Feb 59.

2. (U) The purpose of this action is to advise the Chief of Staff how the latest draft of "The Provisional Instructions for Military Convoys and Vehicles" changes the previous draft instructions.

3. (U) At Tab A is a comparison of the old and new draft instructions. Changes contained in the revised draft are underlined.

4. (C) The provisional instructions were revised at the request of the British and French in order to clarify the instructions in light of the recent experiences at the Marienborn checkpoint.

5. (C) The revised draft is being submitted to the French and British with the understanding that the Department of State is still reserving its position on the definitive version of paragraph E.

6. (C) CINCUSAREUR concurs in the revised instructions and emphasizes that inclusion of prohibition of "inspection of any kind" is considered essential. CINCUSAREUR further states that in support of the revised draft, vehicles and convoys are being equipped with radios which will permit issuance of appropriate instructions to vehicle or convoy commanders. It is expected, therefore, that the "last resort" clause would be implemented by decision on a higher level than convoy commander as is now the case with military trains.

7. (C) The State and Defense Departments approve the revised instructions subject to the continued reservation of position regarding paragraph E.

*FEB 10 1959*

1 Incl

Tab A - Comparison of  
old and new instructions.

*fr*  
F. T. PACHLER  
Major General, GS  
Director of Operations, ODCSOPS

DISTR:

CoFS  
DCSOPS Exec

*Wm. C. Huggins, Jr.*

Director of Operations, ODCSOPS

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CS 091 Germany (12 Feb 59)

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TAB A

OLD

- A. (C) The military convoy or vehicle commander will declare to the East German official that this is a US (British, French) military vehicle or convoy and will demand transit through the Soviet Zone as a matter of right.
- B. (C) If the East German official refuses to let the vehicle or convoy pass and demands documentation, the convoy or vehicle commander will ask him to produce a Soviet officer to whom normal documentation will be shown.
- C. (C) If passage without documentation and demand to see a Soviet officer are both refused or if Soviet official appears and refuses to accept the normal documentation or to deal with convoy or vehicle commander, the latter will return back and report the matter to the military police on duty at US (British, French) checkpoint.

NEW

- A. (C) The military convoy or vehicle commander will declare to the East German official that this is a US (British, French) military vehicle or convoy and will demand transit through the Soviet Zone as a matter of right. (If vehicle or convoy is permitted to pass without any presentation of documents or other formalities, it will proceed as usual).
- B. (C) No change.
- C. (C) If passage without documentation and demand to see a Soviet officer are both refused, or if Soviet official appears and refuses to accept normal documentation or to deal with convoy or vehicle commander, the latter will, if he is entering the Soviet Zone, turn back and report the matter to the military police at US (British, French) checkpoint. If he is leaving Zone, he will act in accordance with paragraph E, below.

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OLD

D. (C) If return of convoy or military vehicle is refused or, if having turned back from the checkpoint when trying to leave the Soviet Zone, it is trapped inside the Zone, the convoy or vehicle commander will attempt to get in touch with the nearest US (British, French) military authorities by radio, if he has one, or by sending a member of his force to nearest checkpoint.

E. (C) If this is impossible, the convoy or military vehicle should remain where it is as long as possible but, as a last resort, the East German officials may be shown under protest the same documentation which is shown the Soviets. The convoy or vehicle commander will not, however, submit to any other demands which may be made by the East Germans.

NEW

D. (C) If the East German or Soviet official attempts to exercise any other form of control, e.g., inspection of any kind or currency controls, or if he offers any kind of documentation, e.g., visas for the personnel or LAISSEZ-PASSER for convoy or vehicle, the convoy or vehicle commander will refuse and demand to proceed. If this is refused, and if he is entering the Soviet Zone, he will turn back and report the matter to the military police at US (British, French) checkpoint. If he is leaving the Zone, he will act in accordance with paragraph E. below.

E. (C) If any of the difficulties outlined in paragraphs C and D occur when military vehicle or convoy is leaving the Soviet Zone or if, having turned back from the checkpoint when trying to leave the Zone it is trapped inside the Zone, convoy or vehicle commander will attempt to obtain instructions from his headquarters, by radio if he has one, or by sending a member of his force to the nearest US (British, French) checkpoint. If this is impossible, the convoy or military vehicle should remain where it is as long as possible but, as a last resort, demands made by the East German or Soviet official may be complied with under protest.

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